

RECEIVED
CENTRAL FAX CENTER

OCT 24 2006

FAX TRANSMISSION**DATE:** October 24, 2006**PTO IDENTIFIER:** Application Number 10/752,198-Conf. #2631
Patent Number**Inventor:** Matthew BANET et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** WILMER CUTLER PICKERING HALE AND DORR LLP
Eric L. Prah**PHONE:** (617) 526-6000**Attorney Dkt. #:** 0114079.00121 US2**PAGES (Including Cover Sheet):** 5**CONTENTS:** Comments to the Examiner (2 pages)
Transmittal (1 page)
Certificate of Transmission (1 page)
Fax Cover Sheet (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (617) 526-6000 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

WILMER CUTLER PICKERING HALE AND DORR LLP
60 State Street, Boston, Massachusetts 02109
Telephone: (617) 526-6000 Facsimile: (617) 526-6000

OCT 24 2006

PTO/SB/97 (09-04)

Approved for use through 07/31/2006. OMB 0661-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

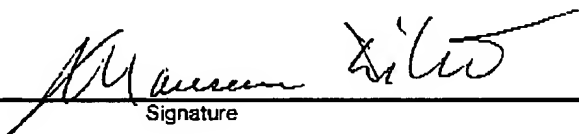
Application No. (if known): 10/752,198

Attorney Docket No.: 0114079.00121US2

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on October 24, 2006
Date


Signature

Maureen Divito

Typed or printed name of person signing Certificate

Registration Number, if applicable

(617) 526-6000
Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Fax Transmittal Cover Page (1 page)
Transmittal (1 page)
Certificate of Transmission (1 page)
Comments to the Examiner/Amendment (2 pages)

RECEIVED
CENTRAL FAX CENTER

OCT 24 2006

PTO/SB/21 (09-06)
Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/752,198-Conf. #2631
	Filing Date	January 6, 2004
	First Named Inventor	Matthew BANET
	Art Unit	3736
	Examiner Name	M. C. Astorino
Total Number of Pages in This Submission	Attorney Docket Number	0114079.00121US2

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD. Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Interview Summary – 2 pages
<div style="border: 1px solid black; padding: 2px; display: inline-block;">Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	WILMER CUTLER PICKERING HALE AND DORR LLP		
Signature			
Printed name	Eric L. Prah		
Date	October 24, 2006	Reg. No.	32,590

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office. 571-273-8300 on the date shown below.	
Dated: October 24, 2006	Signature: (Maureen Divito)

OCT 24 2006

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. 571-273-8300 on the date shown below.

Dated: October 24, 2006

Signature:

Maureen Divito
(Maureen Divito)

Docket No.: 0114079.00121US2
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Matthew BANET et al. Confirmation No.: 2631
Application No.: 10/752,198 Art Unit: 3736
Filed: January 6, 2004 Examiner: M. C. Astorino
Title: WIRELESS, INTERNET-BASED MEDICAL-DIAGNOSTIC SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INTERVIEW SUMMARY

Dear Sir:

The Examiner informed us by telephone in July, 2006 that he had sent a Notice of Non-Compliant Amendment objecting to the use of two status identifiers in the claims. He further reported that after sending it he decided it was in error and that the amendment was not in fact non-compliant. We had been under the impression that the Notice would be withdrawn but after not receiving anything from the Patent Office we called the Examiner on Monday, October 23, 2006 to determine the status of the application. We learned that there was apparently a miscommunication regarding who was going to take the initiative to correct the erroneous Notice of Non-Compliant Amendment. Upon bringing this to the Examiner's attention, he indicated that he would take steps to rescind the Notice of Non-Compliant Amendment.

OCT 24 2006

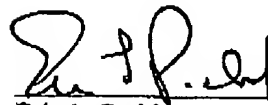
Application No. 10/752,198
Amendment dated October 24, 2006
Reply to Office Action of July 20, 2006

Docket No.: 0114079.00121US2

Please apply any charges not covered, or any credits, to Deposit Account No. 08-0219.

Respectfully submitted,

Dated: October 24, 2006



Eric L. Prahl

Registration No.: 32,590

Attorney for Applicant(s)

Wilmer Cutler Pickering Hale and Dorr LLP
60 State Street
Boston, Massachusetts 02109
(617) 526-6000 (telephone)
(617) 526-5000 (facsimile)